

Minutes of the Malvern City Council

1

Held in the City Hall Courtroom

Monday, April 13, 2015

The Malvern City Council met for its regular monthly meeting on Monday, April 13, 2015 at 7:00 p.m. in the City Hall Courtroom. Mayor Brenda J. Weldon opened the meeting and introduced Rev. John Chandler, Youth Pastor at Second Baptist Church who led the invocation and pledge of allegiance. Present for the meeting were Council members Mary Fraction, William Wilson, J. Wayne Reynolds, Peggy Lusinger, Robin Halbert, Larry Stiles and David Cross with Lynn Davis absent. Also present were City Clerk/Treasurer Phyllis Dial and City Attorney Cecilia Ashcraft. Mayor Weldon declared a quorum present.

A motion was made by Reynolds, seconded by Fraction to adopt the minutes of the previous regular meeting held on March 9, 2015. Voting for the motion were Aldermen Fraction, Wilson, Reynolds, Lusinger, Halbert, Stiles, and Cross with Davis absent. All present voting for motion carried.

Departmental reports were presented for approval. Council Member Reynolds noted that the police department report shows that they are writing citations. A motion was made by Fraction, seconded by Lusinger to accept departmental reports as mailed. Voting for the motion were Aldermen Fraction, Wilson, Reynolds, Lusinger, Halbert, Stiles, and Cross with Davis absent. All present voting for motion carried.

Under old business, Alderman Reynolds introduced for its first reading the reworked animal control ordinance. City Attorney Ashcraft read the ordinance for its first reading. She stated that it was modeled after the ordinance that governs animals in Bella Vista Arkansas, and that the Stop Animal Cruelty group has been involved in the process of reworking the ordinance. The ordinance will be heard for the second reading at the May City Council meeting.

Under new business, Alderman Reynolds introduced a resolution allowing an exception to the city's Water and Sewer Policy to allow water service at 678 Military Loop. The Clerk read the resolution. Water Works Manager David Coston advised that the documents signed by the Padgett's include the rate and requirements as stated by Resolution 540 and a promise to annex at their earliest opportunity. A motion was made by Reynolds, seconded by Stiles to approve the resolution. Voting for the motion were Aldermen Fraction, Wilson, Reynolds, Lusinger, Halbert, Stiles, and Cross with Davis absent. All present voting for motion carried and the resolution was declared adopted and assigned No. 04-2015.

RESOLUTION NO. 04-2015

A RESOLUTION ALLOWING A ONE-TIME EXCEPTION TO THE CITY OF MALVERN'S WATER AND SEWER POLICY

Alderman Stiles introduced a resolution appointing members to the Malvern Civil Service Commission and setting their terms for service. Mayor Weldon stated that she had met with the

Minutes of the Malvern City Council

2

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Monday, April 13, 2015

members and that each one drew numbers for their term of service. She stated that four (4) of the members are reappointments, and that the new member is Tony Warner who was chosen after reviewing letters submitted stating a desire to serve on the commission. She stated that she is in the process of updating all of the city's boards and commissions. The Clerk read the resolution. A motion was made by Stiles, seconded by Reynolds to adopt the resolution. Voting for the motion were Aldermen Fraction, Wilson, Reynolds, Lusinger, Halbert, Stiles, and Cross with Davis absent. All present voting for motion carried and the resolution was declared adopted and assigned No. 05-2015.

RESOLUTION NO. 05-2015

A RESOLUTION MAKING APPOINTMENTS TO THE MALVERN CIVIL SERVICE COMMISSION

Council Member Fraction introduced a resolution condemning the structures located on the property located at 319 Forrest Street, 202 Vine Street, and 1207 Kelley Street. The clerk read the resolution. Mayor Weldon noted that pictures of the properties were included with the proposed resolution. A motion was made by Fraction, seconded by Wilson, to adopt the resolution. Voting for the motion were Aldermen Fraction, Wilson, Reynolds, Lusinger, Halbert, Stiles, and Cross with Davis absent. All present voting for motion carried and the resolution was declared adopted and assigned No. 06-2015.

RESOLUTION 06-2015

A RESOLUTION DECLARING CERTAIN PROPERTIES IN THE CITY OF MALVERN ARKANSAS AS UNFIT AND UNSAFE STRUCTURES

Mayor Weldon noted a letter and list of old computers to be destroyed through the Hot Spring County Solid Waste Electronic Disposal program. She stated that legislative audit requires us to have the approval of the governing body when disposing of equipment from the city's inventory. The computers have had pertinent information removed by the IT Department and are of no value. The list will be checked off and signed by the IT Manager when the equipment is delivered to the site. A motion was made by Council Member Lusinger, seconded by Fraction to approve the disposal of the equipment as listed. Voting for the motion were Aldermen Fraction, Wilson, Reynolds, Lusinger, Halbert, Stiles, and Cross with Davis absent. All present voting for motion carried.

Council Member Fraction introduced a resolution renaming East Moline Street from Babcock Street to Banks Street running east in honor of Rev. Dr. J.N. McCollum. The clerk read the resolution. Alderman Reynolds stated that he know that renaming this portion of Moline Street, instead of the requested W. Moline Street is not completely satisfactory to those making the request; but feels it is the best alternative available, due to the burden that would be placed on businesses located on West Moline.

Minutes of the Malvern City Council

3

Held in the City Hall Courtroom

Monday, April 13, 2015

He also stated that Moline Street has historical value in the City of Malvern. Reynolds stated that he has a lot of appreciation for Dr. McCollum, and that he and the rest of the Council have expressed a desire to recognize him for his service to the community. A motion was made by Reynolds, seconded by Fraction to adopt the resolution. Voting for the motion were Aldermen Fraction, Wilson, Reynolds, Lusinger, Halbert, Stiles, and Cross with Davis absent. All present voting for motion carried and the resolution was declared adopted and assigned No. 07-2015.

RESOLUTION NO. 07-2015

A RESOLUTION RENAMING A PORTION OF E. MOLINE STREET TO
DR. J.N. MCCOLLUM DRIVE

Under citizens wishing to appear, Lisa McCollum Smith thanked the Council for renaming E. Moline Street in honor of her father and stated that they would accept the renaming of the street. She stated that they had asked that the street from MLK Blvd. to Banks be renamed in Rev. McCollum's honor, partially because he had been so instrumental in getting Highway 270 renamed for Dr. King. She stated that they did not get what they had asked for, so they would like to come back before the Council and ask that the city park be renamed for Dr. McCollum as was offered at the public hearing held last week. She said that they would also like the resolution to be amended to rename the street in Dr. McCollum's honor from North Main Street to Banks Street. She stated that she had done her research and still doesn't think it would impact the businesses located along West Moline Street that much. She stated that the businesses would have eighteen months to replace their stationary and business cards. She stated that they could make their own changes on Google maps, and none of the billboards she had seen listed addresses. She stated that calendars expire and must be replaced every year anyway. Ms. Smith stated that Dr. McCollum has served not only Malvern, but the entire state of Arkansas and has worked very hard and is still working hard for our community. She stated that some had asked about honoring other pastors in the community. She stated that she doesn't feel other pastors have served in the same capacity as her father.

Under Mayor Reports, Mayor Weldon told the Council that she has been talking with the Highway Department about the problems on East Page. She has also met with them about having a turn arrow placed going north at the Main/Page intersection, but that the Highway Department said that there is not enough traffic to warrant it. She said that she has requested state aid for Moline, Pine Bluff, and Walco, and that hopefully we will obtain some but it will be 2016, because the 2015 funding has already be allocated.

Mayor Weldon stated that the pedestrian bridge at City Park is being worked on by the Street Department and should be finished soon. She said that it is looking good and will be safer.

She stated that her office is working on the JSEP program, and has purchased the software, but that it is going to take some time. They are now working on the job descriptions for city employees.

Minutes of the Malvern City Council

4

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She stated that the APEX ATT store was building a new building behind Verizon in the River Creek Shopping Center, and that Sykes is expanding their building and adding 50 to 100 additional jobs. She stated that Tractor Supply has announced its intention to locate in the old Brookshire's building.

Mayor Weldon stated that the Street Department is working on drainage and street repair. She stated that the weather is making that difficult, but asked for patience.

She noted that the Water Works Audit had been received and their auditors will be at the May finance meeting to review the audit and answer any questions.

There being no further business, and upon a motion by Reynolds, seconded by Fraction, Mayor Weldon declared the meeting adjourned.


Brenda J. Weldon, Mayor


Phyllis Dial, City Clerk/Treasurer

